



1-9-06

AF/ID#

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Hornack, Janmarie, et al.

Serial No.: 10/679,535

Filed: October 3, 2003

DIETARY SUPPLEMENT CONTAINING
ALKALINE ELECTROLYTE BUFFERS

Docket No.: 30900-CNT2

Confirmation No.: 3990

Group Art Unit No.: 1651

Examiner: Davis, Ruth A.

TRANSMITTAL

Transmitted herewith are: Transmittal (1 page); Notice of Appeal (Small Entity);
Check in the amount of \$250.00; and return postcard.

EV 760671254 US

Express Mail No.

Respectfully submitted,

HOVEY WILLIAMS LLP

Dated: January 6, 2006

By

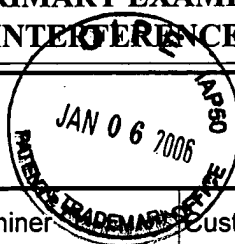
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ATTORNEYS FOR APPLICANT

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
30900-CNT2

In Re Application Of: **HORNACK, Janmarie, et al.**



Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/679,535	10/03/2003	Ruth A. Davis	23589	1651	3990

Invention: **DIETARY SUPPLEMENT CONTAINING ALKALINE ELECTROLYTE BUFFERS**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **11/17/2005** finally rejecting Claim(s) **1, 2, 5, 7, 10, 14-18**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☐ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$250.00**

☒ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **19-0522**

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **January 6, 2005**

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01/11/2006 RNEBRAHT 00000047 10679535

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

1/6/2006

(Date)

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